GOVERNMENT OF INDIA
LAW AND JUSTICE
LOK SABHA

UNSTARRED QUESTION NO:6812
ANSWERED ON:09.05.2003
SPECIAL COURTS FOR SPEEDY TRIALS
CHINTAMAN NAVSHA WANAGA

Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether the Government have set up exclusive special courts for speedy trial of cases under the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989;

(b) if so, the details thereof;

(c) the number of cases filed and percentage of convictions, State-wise; and

(d) the reasons for low percentage of conviction?

Answer

MINISTER OF LAW & JUSTICE AND COMMERCE & INDUSTRY (SHRI ARUN JAITLEY)

(a)&(b) Yes, Sir.

137 exclusive Special Courts have been set up under the Scheduled Castes and the Scheduled Tribes(Prevention of Atrocities) Act, 1989 by various States. Further, all State Governments except Arunachal Pradesh, Mizoram and Nagaland, which are predominantly tribal area states, have notified the existing Session Courts as Special Courts for the trial of offences under the Act.The details of exclusive Special Courts set up by States/Union Territories and their locations are enclosed at Annexe-1.

(c) A Statement is enclosed at Annexe-II.

(d) The National Commission for Scheduled Castes and Scheduled Tribes in their Report in April 2000 have stated that based on the experience of Special Courts set up in Madhya Pradesh under the Scheduled Castes and Scheduled Castes (Prevention of Atrocities) Act, 1989, the following have emerged as factors responsible for the low rate of conviction:

(i) Delay in lodging the FIR.

(ii) Lodging false FIR due to enmity.

(iii) False reports and contradiction in the statements of complainants and witnesses

(iv) Witnesses/Complainants become hostile.

(v) The accused and victims compromising outside the Court

ANNEXURE-I

STATEMENT IN REPLY TO PARTS (a) & (b) OF LOK SABHA UNSTARRED QUESTION NO. 6812 FOR ANSWER ON 9.5.2003

LIST OF EXCLUSIVE SPECIAL COURTS UNDER THE SCHEDULED CASTES AND THE SCHEDULED TRIBES (PREV OF ATROCITIES) ACT, 1989

S.No. Name of State Name of Districts/Jurisdictions of the Courts

1. Andhra Pradesh 1.Guntur 2.Chittoor 3.Mahabubnagar 4.Nellore 5.Kurnool 6.Cuddapah 7.Medak

8.Karim Nagar 9.Krishna 10.Nizamabad 11.Prakasam 12. Secuderabad

2. Bihar 9 Divisional places and also at East Champaran and Bhojpur districts.

3. Chhattisgarh 1.Raipur 2.Dung 3.Rajnandgaon 4.Bilaspur 5.Rajgarh 6.Surguja 7.Jagdalpur.

4. Gujarat 1.Banaskantha (Palanpur) 2.Ahemadabad (Rural) 3.Katch (Bhuj) 4.Amreli 5.Vadodara

6.Junagadh 7.Panchmahal 8.Rajkot 9.Surat 10.Surendranagar.

5. Karanataka 1.Bijapur 2.Gulbarga 3.Kolar 4.Raichur 5.Mysore 6.Belgaum

6. Madhya Pradesh 1.Dhar 2.Shajapur 3.Morena 4.Shahdal 5.Damoh 6.Ralsen 7.Mandla 8.Sehore 9.Bhind 10.Tikamgarh 11.Mandaleshwar 12.Dewas 13.Mandaur 14.Indore 15.Hoshangabad 16.Vidisha 17.Panna 18.Chhatarpur 19.Ujjain 20.Guna 21.Satna 22.Rewa 23.Narsinghpur 24.Sagar 26.Gwalior 27.Rajgarh 28.Bhopal 29.Jhabua.

7. Rajasthan 1.Alwar 2.Pali 3.Pratapgarh 4.Jaipur 5.Ajmer 6.Udapur 7.Jodhpur 8.Kota 9.Bikaner 10.Medta 11.Tonk 12.Ganganagar 13.Baran 14.Sawalmodhopur 15.Dausa 16.Jhalawar 17.Bilwara

8. Tamil Nadu 1.Trichy 2.Madurai 3.Thanjavur 4.Tirunelveli

9. Uttar Pradesh 1.Farrukabad 2.Unnao 3.Bastri 4.Banda 5.Etawah 6.Hamirpur 7.Gonda 8.Kanpur city 9.Badaun 10.Sultanpur 11.Barabanki 12.Bulandshar 13.Gorakhpur 14.Varanasi 15.Bilibhit 16.Etah 17.Deoria 18.Jhansi 19.Faizabad 20.Agra 21.Kanpur Rural 22.Behraich 23.Lucknow 24.Jalaon 25.Merrut 26.Ghaziabad 27.Sidarth Nagar 28.Mirzapur 29.Dhandausi 30.Balrampur 31.Fatehpur 32.Ghazipur 33.Mainpuri 34.Kannauj 35.Gautambudhnagar 36.Hardaul 37.Shravasti 38.Bagpat 39.Bareily 40.Jyotibaphulenagar.

10. Uttaranchal Nainital

ANNEXE-II

STATEMENT IN REPLY TO PART (C) OF LOK SABHA UNSTARRED QUESTION NO.6812 FOR ANSWER ON 9.5.2003

STATEMENT SHOWING CASES WITH COURTS UNDER THE SCHEDULED CASTES AND SCHEDULED T (PREVENTION OF ATROCITIES) ACT, 1989 AND THEIR DISPOSAL DURING THE YEAR 2001

S.No.	State/UT	No. of cases in Courts inclu- ding BF in 2001	No. of cases ended in convi- ction ttal (4+5)	No. of cases ended in acqui- osed dispo- sed	Total No.of cases disp- osed of	Total % of convi- ctions	% of acqui- ttal	No.of cases pending with no.of cases at the end of 2001	% of cases pending at the end of 2001
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.
1.	Andhra Pradesh	3251	61	756	817	7.47	92.53	2434	74.87
2.	Assam	6	0	0	0	0	0	6	100

3. Bihar 3439 41 344 385 10.65 89.35 3054 88.80

4. Chhattisgarh 2179 231 459 690 33.48 66.52 1489 68.33

5. Goa 2 0 1 1 0 50.00 1 50.00
6. Gujarat 150.53 34 541 575 5.91 94.09 144.78 96.18

7 Haryana 108 0 11 11 0 100.00 97 89.81

8. Himachal Pr 31 1 11 12 8.33 91.67 19 61.29

9. Karnataka 4977 3 430 433 0.69 99.31 4544 91.30
10. Kerala 1945 6 126 132 4.55 95.45 1813 93.21
11. Madhya Pradesh 12765 547 2153 2700 20.26 79.74 10065 78.85
12. Maharashtra 8973 33 1118 1151 2.87 97.13 7822 87.17
13. Orissa 7118 17 237 254 6.69 93.31 6864 96.43
14. Punjab 48 0 3 3 0.00 100.00 45 93.75
15. Rajasthan 8427 290 1678 1968 14.74 85.26 6459 76.65
16. Tamil Nadu 2338 47 387 434 10.83 89.17 1904 81.43
17. Uttaranchal 548 50 163 213 23.47 76.53 335 61.13
18. Uttar Pradesh 81585 599 5808 6407 9.35 90.65 75178 92.15
19. West Bengal 93 2 7 9 22.22 77.78 84 90.32
20. A&N Islands 2 2 0 2 100.00 00.00 0 00.00
21. Chandigarh Admn. 2 0 0 0 0 0 2 100.00
22. Daman & Diu 4 0 2 2 0 0 2 50.00
23. D&N Haveli 9 0 0 0 0 0 9 100.00
24. Delhi 48 1 1 2 50.00 50.00 46 95.83
25. Pondicherry 6 0 2 2 0 100.00 4 66.67

Total 1,52,957 1,965 14,238 16,203 12.13 87.87 1,36,754 89.41

Note - 1. The Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 does not extend to Jammu & Kashmir.
2. Nil data reported by 8 States/UTs viz. Arunachal Pradesh, Manipur, Megalaya, Mizoram, Nagaland, Sikkim, Tripura and Lakshadweep.
3. The information is awaited from the State of Jaharkhand.
4. # The figures of 18 Districts only of Bihar State.